Section 100, act Feb. 23, 1927, ch. 169, § 20, 44 Stat. 1170, related to operation of transmitting apparatus in radio station and operator's license. See section 318 of this

Section 101, act Feb. 23, 1927, ch. 169, §21, 44 Stat. 1170, related to permits for construction and licenses for operation of stations. See section 319 of this title.

Section 102, act Feb. 23, 1927, ch. 169, § 22, 44 Stat. 1171, related to stations interfering with distress signals of ships and regulation thereof. See section 320 of this

Section 103, act Feb. 23, 1927, ch. 169, § 23, 44 Stat. 1171, related to radio stations or ships and equipment and regulation thereof. See section 321 of this title.

Section 104, act Feb. 23, 1927, ch. 169, § 24, 44 Stat. 1171, related to shore stations and ships stations and exchanging radio communications and signals. See section 322 of this title.

Section 105, act Feb. 23, 1927, ch. 169, §25, 44 Stat. 1172, related to proximity of Government and private or commercial stations causing interference and regulation thereof. See section 323 of this title.

Section 106, act Feb. 23, 1927, ch. 169, \S 26, 44 Stat. 1172, related to limit on amount of power used at stations. See section 324 of this title.

Section 107, act Feb. 23, 1927, ch. 169, § 27, 44 Stat. 1172, related to divulging and publishing radio communications. See section 605 of this title.

Section 108, act Feb. 23, 1927, ch. 169, §28, 44 Stat. 1172, related to false and fraudulent signals of distress and communications and rebroadcasting programs without authority. See section 325(a) of this title.

Section 109, act Feb. 23, 1927, ch. 169, § 29, 44 Stat. 1172, related to censorship over radio communications and signals, protection of free speech and obscene language. See section 326 of this title.

Section 110, act Feb. 23, 1927, ch. 169, § 30, 44 Stat. 1173, related to use of United States owned radio stations and apparatus by Secretary of Navy for transmission of press messages, etc. See section 327 of this title.

Section 111, act Feb. 23, 1927, ch. 169, §31, 44 Stat. 1173, defined radio communication. See section 153(33) of this

Section 112, act Feb. 23, 1927, ch. 169, § 32, 44 Stat. 1173, related to penalties for violation of rules of licensing authority, etc. See section 502 of this title.

Section 113, act Feb. 23, 1927, ch. 169, §33, 44 Stat. 1173, related to penalties for violation of statutory provisions and perjury. See section 501 of this title and section 1621 of Title 18, Crimes and Criminal Procedure.

Section 114, act Feb. 23, 1927, ch. 169, §34, 44 Stat. 1173, related to jurisdiction of offenses. See section 505 of this title.

Section 115, act Feb. 23, 1927, ch. 169, §35, 44 Stat. 1174, related to application of section 81 et seq. of this title to Philippine Islands and Canal Zone.

Section 116, act Feb. 23, 1927, ch. 169, §36, 44 Stat. 1174, related to administration of radio laws in Territories and insular possessions. See section 329 of this title.

Section 117, act Feb. 23, 1927, ch. 169, §38, 44 Stat. 1174, related to invalidity of part of chapter and effect as to remainder. See section 608 of this title.

Section 118, act Feb. 23, 1927, ch. 169, §39, 44 Stat. 1174, related to repeal of sections 51-63 and effect of repeal on existing rights.

Section 119, act Feb. 23, 1927, ch. 169, §41, 44 Stat. 1174, related to citation of section 81 et seq. of this title as "Radio Act of 1927."

§§ 120, 121. Omitted

CODIFICATION

Section 120, act July 5, 1932, ch. 421, §1, 47 Stat. 576, related to equipment necessary on ocean-going vessels using ports in the Canal Zone.

Section 121, act July 5, 1932, ch. 421, §2, 47 Stat. 576, related to jurisdiction of violations and penalties for ocean-going vessels not properly equipped.

CHAPTER 5-WIRE OR RADIO COMMUNICATION

SUBCHAPTER I—GENERAL PROVISIONS

Sec. Purposes of chapter; Federal Communications 151. Commission created. 152.

Application of chapter.

Definitions. 153.

Federal Communications Commission. 154

- (a) Number of commissioners; appointment
- (b) Qualifications.
- (c) Terms of office; vacancies.
- (d) Compensation of Commission members.
- (e) Principal office; special sessions.
- (f) Employees and assistants; compensation of members of Field Engineering and Monitoring Bureau; use of amateur volunteers for certain purposes; commercial radio operator examinations.
- (g) Expenditures.
- (h) Quorum; seal.
- (i) Duties and powers.
- (j) Conduct of proceedings; hearings.
- (k) Annual reports to Congress.
- (l) Record of reports.
- (m) Publication of reports; admissibility as evidence.
- (n) Compensation of appointees.
- (o) Use of communications in safety of life and property.

155. Commission.

- (a) Chairman; duties; vacancy.
- (b) Organization of staff.
- (c) Delegation of functions; exceptions to initial orders; force, effect and en-forcement of orders; administrative and judicial review; qualifications and compensation of delegates; assignment of cases; separation of review and investigative or prosecuting functions; secretary; seal.
- (d) Meetings.
- Director; appointment, (e) Managing functions, pay.

156 Authorization of appropriations.

157. New technologies and services.

158. Application fees.

- (a) Assessment and collection.
- (b) Review and adjustment of Schedule by Commission; notification to Congress; judicial review.
- (c) Additional application fee; assessment as penalty; amount; dismissal of application or other filing.
- (d) Inapplicability of application fees to certain radio services; waiver or deferment of payment.
- (e) Deposit of moneys in general fund; reimbursement of United States for administration of chapter.
- (f) Rules and regulations.
- (g) Schedule of Application Fees.

159. Regulatory fees.

160.

- (a) General authority.
- (b) Establishment and adjustment of regulatory fees.
- (c) Enforcement.
- (d) Waiver, reduction, and deferment.
- (e) Deposit of collections.
- (f) Regulations.
- (g) Schedule.
- (h) Exceptions.
- (i) Accounting system.

Competition in provision of telecommunications service.

	TITLE 47—TELEGRAPHS, TELEPI	HONES,	AND RADIOTELEGRAPHS Page 10
500		900	
Sec.	(a) Regulatory flexibility.	Sec. 219.	Reports by carriers; contents and require-
	(b) Competitive effect to be weighed.	210.	ments generally.
	(c) Petition for forbearance.	220.	Accounts, records, and memoranda.
	(d) Limitation. (e) State enforcement after Commission		(a) Forms.(b) Depreciation charges.
	forbearance.		(c) Access to information; burden of
161.	Regulatory reform.		proof; use of independent auditors.
	(a) Biennial review of regulations.		(d) Penalty for failure to comply.
	(b) Effect of determination.		(e) False entry; destruction; penalty.(f) Confidentiality of information.
	SUBCHAPTER II—COMMON CARRIERS		(g) Use of other forms; alterations in pre-
	PART I—COMMON CARRIER REGULATION		scribed forms.
201.	Service and charges.		(h) Exemption; regulation by State com- mission.
202.	Discriminations and preferences.		(i) Consultation with State commissions.
	(a) Charges, services, etc.		(j) Report to Congress on need for fur-
	(b) Charges or services included.(c) Penalty.	001	ther legislation.
203.	Schedules of charges.	221.	Consolidations and mergers of telephone companies.
	(a) Filing; public display.		(a) Repealed.
	(b) Changes in schedule; discretion of Commission to modify require-		(b) State jurisdiction over services.
	ments.		(c) Determination of property used in interstate toll service.
	(c) Overcharges and rebates.		(d) Valuation of property.
	(d) Rejection or refusal.	222.	Privacy of customer information.
204.	(e) Penalty for violations. Hearings on new charges; suspension pending		(a) In general.
201.	hearing; refunds; duration of hearing; ap-		(b) Confidentiality of carrier information.
	peal of order concluding hearing.		(c) Confidentiality of customer propri-
205.	Commission authorized to prescribe just and reasonable charges; penalties for violations.		etary network information.
206.	Carriers' liability for damages.		(d) Exceptions.(e) Subscriber list information.
207.	Recovery of damages.		(f) Authority to use wireless location in-
208.	Complaints to Commission; investigations;		formation.
	duration of investigation; appeal of order concluding investigation.		(g) Subscriber listed and unlisted infor-
209.	Orders for payment of money.		mation for emergency services. (h) Definitions.
210.	Franks and passes; free service to govern-	223.	Obscene or harassing telephone calls in the
	mental agencies in connection with national defense.		District of Columbia or in interstate or for-
211.	Contracts of carriers; filing with Commission.		eign communications. (a) Prohibited acts generally.
212.	Interlocking directorates; officials dealing in		(b) Prohibited acts for commercial pur-
010	securities.		poses; defense to prosecution.
213.	Valuation of property of carrier. (a) Hearing.		(c) Restriction on access to subscribers by common carriers; judicial rem-
	(b) Inventory.		edies respecting restrictions.
	(c) Original cost.		(d) Sending or displaying offensive mate-
	(d) Easement, license or franchise.(e) Improvements; changes in condition.		rial to persons under 18. (e) Defenses.
	(f) Additional information; access to		(f) Violations of law required; commer-
	records and data.		cial entities, nonprofit libraries, or
01.4	(g) State commissions.		institutions of higher education.
214.	Extension of lines or discontinuance of service; certificate of public convenience and		(g) Application and enforcement of other Federal law.
	necessity.		(h) Definitions.
	(a) Exceptions; temporary or emergency	224.	Pole attachments.
	service or discontinuance of service; changes in plant, operation or		(a) Definitions.(b) Authority of Commission to regulate
	equipment.		rates, terms, and conditions; en-
	(b) Notification of Secretary of Defense,		forcement powers; promulgation of
	Secretary of State, and State Gov-		regulations.
	ernor. (c) Approval or disapproval; injunction.		(c) State regulatory authority over rates, terms, and conditions; preemption;
	(d) Order of Commission; hearing; pen-		certification; circumstances con-
	alty.		stituting State regulation.
215.	(e) Provision of universal service. Examination of transactions relating to fur-		(d) Determination of just and reasonable rates; "usable space" defined.
210.	nishing of services, equipment, etc.; reports		(e) Regulations governing charges; ap-
	to Congress.		portionment of costs of providing
	(a) Access to records and documents.		space.
	(b) Wire telephone and telegraph services.		(f) Nondiscriminatory access.(g) Imputation to costs of pole attach-
	(c) Exclusive dealing contracts.		ment rate.
216.	Receivers and trustees; application of chap-		(h) Modification or alteration of pole,
217.	ter. Agents' acts and omissions; liability of car-		duct, conduit, or right-of-way. (i) Costs of rearranging or replacing at-
411.	rier.		tachment.
218.	Management of business; inquiries by Com-	225.	Telecommunications services for hearing-im-
	mission.		paired and speech-impaired individuals.